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Nota di contenuto	Part I -- Tradition and Foreign Influences in the 19th century Codification of Criminal Law by Aniceto Masferrer -- Part II -- The Influence of the Napoleonic Penal Code on the Development of Criminal Law in Germany by Karl Härter -- Ignoring France? Possible French Influences on the Development of Austrian Penal Law in the 19th century by Martin Paul Schennach -- The influence of the French Penal Code of 1810 on the Belgian Penal Code of 1867 by Yves Cartuyvels -- The Influence of the French Penal Code of 1810 over the 'General Part' of the Portuguese Penal Code of 1852 by Frederico de Lacerda da Costa Pinto -- An Autonomous Path for the Italian Penal Code of 1889 by Stefano Vinci -- The Roots of Italian Penal Codification by Michele Pifferi -- The Myth of French Influence over Spanish Codification by Aniceto Masferrer -- The Influence exerted by the 1819 Criminal Code

of the Two Sicilies upon nineteenth-century Spanish Criminal Law Codification and its Projection in Latin America by Emilia Iñesta-Pastor -- Part III -- The 'Code Pénal' in the Itinerary of the Criminal Codification in America and Europe by Diego Nunes -- Codifying the Criminal Law in Argentina by Alejandro Agüero -- From Free Will to Social Defense (or from Cesare Beccaria to Cesare Lombroso) by Jorge Núñez -- The 1830 Criminal Code of the Brazilian Empire and its Originality by Ignacio María Poveda Velasco -- The Mexican Codification of Criminal Law by Oscar Cruz Barney -- Part IV -- European and US Influences on the 19th century Prison Reform by Isabel Ramos Vázquez.

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#### Sommario/riassunto

This volume addresses an important historiographical gap by assessing the respective contributions of tradition and foreign influences to the 19th century codification of criminal law. More specifically, it focuses on the extent of French influence – among others – in European and American civil law jurisdictions. In this regard, the book seeks to dispel a number of myths concerning the French model's actual influence on European and Latin American criminal codes. The impact of the Napoleonic criminal code on other jurisdictions was real, but the scope and extent of its influence were significantly less than has sometimes been claimed. The overemphasis on French influence on other civil law jurisdictions is partly due to a fundamental assumption that modern criminal codes constituted a break with the past. The question as to whether they truly broke with the past or were merely a degree of reform touches on a difficult issue, namely, the dichotomy between tradition and foreign influences in the codification of criminal law. Scholarship has unfairly ignored this important subject, an oversight that this book remedies.

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